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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
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8 UNITED STATES OF AMERICA,) 3:01-cr-00177-HDM-VPC
9 Plaintiff,)
10 vs.) ORDER
11 WAYNE SIMPSON,)
12 Defendant.)
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14 Defendant moves this court for reconsideration of its order
15 denying his motion for relief pursuant to 18 U.S.C. § 3582(c)(2)
16 (#58). The government has responded (#59). Defendant has not
17 replied, and the time for doing so has expired.

18 Nothing in defendant's motion calls into question the court's
19 order denying defendant § 3582(c)(2) relief, and in fact
20 defendant's arguments ignore binding Ninth Circuit precedent. See
21 *United States v. Baptist*, 646 F.3d 1225, 1227-29 (9th Cir. 2011);
22 *United States v. Wesson*, 583 F.3d 728, 731 (9th Cir. 2009).
23 Defendant's motion for reconsideration is therefore without merit
24 and hereby **DENIED**.

25 **IT IS SO ORDERED.**

26 DATED: This 3rd day of January, 2012.

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28 UNITED STATES DISTRICT JUDGE